IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 35 OF 2005
IN
LETTERS PATENT APPEAL NO. 1660 OF 2005
IN
WRIT PETITION NO. 6402 OF 1996

Chandrakant B. Dhumal ..... . Applicant.
V/s
M/s.Advani Oerlikon Ltd. & Anr. .. .. Respondents

Mr.S. More with V. Talkute, Adv. for the applicant.

None for the respondents.

CORAM: V.G. PALSHIKAR
AND
D.B. BHOSALE, JJ.
21.10.2005.

PC:

Application for adjournment rejected.

The impugned order obviously is passed under Article 227 of the Constitution of India. The petitioner challenges the award passed by the Labour Court which is a Tribunal subordinate to this Court. The order obviously being under Article 227 of the Constitution of India no appeal is maintainable. Mere mention of Article 226 cannot create a right in the litigant to choose the Forum or create a right to an appeal. Hence appeal is dismissed. Civil Application, if any, stands disposed of accordingly.

21.10.05